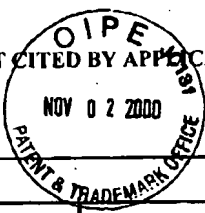
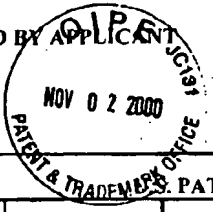
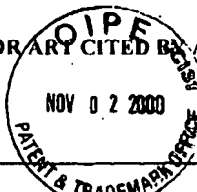



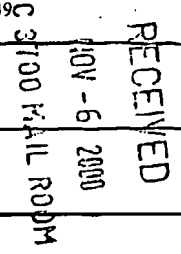

PTO-1449		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 7475-66667		SERIAL NO. 09/631,339	
LIST OF PRIOR ART CITED BY APPLICANT 				APPLICANT Carl T. Wittwer et al.		RECEIVED NOV - 6 2000 TC 3700 MAIL ROOM	
				FILING DATE August 3, 2000			
U.S. PATENT DOCUMENTS							
EXAMINER INITIALS		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
1.14/15	AA	5,585,242	12/17/96	BOUMA ET AL.			
	AB	5,565,322	10/15/96	HELLER			
	AC	5,563,037	10/08/96	SUTHERLAND ET AL.			
	AD	5,455,175	10/03/95	WITTWER ET AL.			
	AE	5,436,134	07/25/95	HAUGLAND ET AL.			
	AF	5,425,921	06/20/95	COAKLEY ET AL.			
	AG	5,415,839	05/16/95	ZAUN ET AL.			
	AH	5,380,489	01/10/95	SUTTON ET AL.			
	AI	5,364,790	11/15/94	ATWOOD ET AL.			
	AJ	5,348,853	09/20/94	WANG ET AL.			
	AK	5,346,672	09/13/94	STAPLETON ET AL.			
	AL	5,333,675	08/02/94	MULLIS ET AL.			
	AM	5,316,913	05/31/94	BUTCHER ET AL.			
	AN	5,240,577	08/31/93	JORGENSEN ET AL.			
	AO	5,234,586	08/10/93	AFEYAN ET AL.			
	AP	5,187,084	02/16/93	HALLSBY			
	AQ	5,173,163	12/22/92	TEHRANI			
	AR	5,169,521	12/08/92	OKA ET AL.			
	AS	5,169,511	12/08/92	ALLINGTON ET AL.			
	AT	5,141,621	08/25/92	ZARE ET AL.			
AU	5,137,695	08/11/92	RUSNAK ET AL.				
AV	5,131,998	07/21/92	JORGENSEN ET AL.				
AW	5,116,471	05/26/92	CHIEN ET AL.				
AX	5,114,551	05/19/92	HJERTEN ET AL.				
AY	5,038,852	08/13/91	JOHNSON ET AL.				
WAL	AZ	4,981,801	01/01/91	SUZUKI ET AL.			
EXAMINER <i>WAL</i>				DATE CONSIDERED <i>2/9/04</i>			
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PATENT DOCUMENTS							
EXAMINER INITIALS		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
<i>WAB</i>	BA	4,965,188	10/23/90	MULLIS ET AL.			
	BB	4,902,624	02/20/94	COLUMBUS ET AL.			
	BC	4,889,818	12/26/89	GELFAND ET AL.			
	BD	4,868,103	09/19/89	STAVRIANOPOULOS ET AL.			
	BE	4,865,986	09/12/89	COY ET AL.			
	BF	4,708,782	11/24/87	ANDRESEN ET AL.			
	BG	4,701,415	10/20/87	DUTTON ET AL.			
	BH	4,684,465	08/04/87	LEASEBURGE ET AL.			
	BI	4,683,202	07/28/87	MULLIS			
	BJ	4,683,195	07/28/87	MULLIS ET AL.			
	BK	4,675,300	06/23/87	ZARE ET AL.			
	BL	4,599,169	07/08/86	RAY			
	BM	4,481,405	11/06/84	MALICK			
	BN	4,468,423	08/28/94	HALL			
	BO	4,420,679	12/13/83	HOWE			
	BP	4,286,456	09/01/81	SISTI ET AL.			
	BQ	4,168,017	09/18/79	ANDERWALD			
	BR	4,038,055	07/25/77	VARANO ET AL.			
	BS	3,616,264	10/26/71	RAY ET AL.			
	BT	2,379,474	07/03/45	BRAMSON			
	BU	1,456,005	05/22/23	HARRIS			
	BV	1,006,767	10/24/11	MAUGER			
	BW	5,210,015	5/11/93	GELFAND ET AL.			
<i>WAB</i>	BX	3,219,416	11/23/65	NATELSON			
EXAMINER <i>W. R.</i>				DATE CONSIDERED <i>2/9/04</i>			
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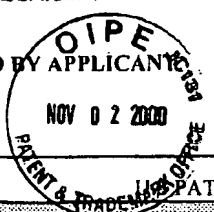
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		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
11/15	CA	0 640 828 A1	08/16/94	EPO			
	CB	0 488 769 A2	11/29/91	EPO			
	CC	0 475 760 A2	09/12/91	EPO			
	CD	0 459 241 A1	05/16/91	EPO			
	CE	0 236 069 A2	02/25/87	EPO			
	CF	0 229 943 A2	01/12/85	EPO			
	CG	0 566 751	10/27/93	EPO			
	CH	0 636 413	2/1/95	EPO			
	CI	0 318 255	5/31/89	EPO			
	CJ	0 674 009	9/27/95	EPO			
	CK	0 404 258	12/27/90	EPO			
	CL	0 686 699	12/13/95	EPO			
	CM	0 643 140	3/15/95	EPO			
	CN	3 808 942 A1	09/28/89	DE			
	CO	6 212 986	03/23/87	JP (Abstract)			
	CP	2 122 187	8/25/72	FR			
	CQ	WO 95 13399	5/18/95	PCT			
	CR	WO 95 21382	8/10/95	PCT			
	CS	WO 96 06354	2/29/96	PCT			
	CT	WO 96 00901	1/11/96	PCT			
	CU	WO 95 32306	11/30/95	PCT			
	CV	WO 95 30139	11/09/95	PCT			
	CW	WO 92 20778	11/26/92	PCT			
11/15	CX	WO 89 09437	10/05/89	PCT			
EXAMINER <i>W A</i>							
DATE CONSIDERED <i>2/9/09</i>							
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OTHER PRIOR ART (Including Author, Title, Pertinent Pages, Etc.)							
WFO	DA		Barnes, W.M., "PCR Amplification of up to 35-kb DNA with High Fidelity and High Yield from λ Bacteriophage Templates," <i>Proc. Natl. Acad. Sci. USA</i> , Vol. 91, pp. 2216-2220 (1994).				
	DB		Brown, A.B., et al., "Rapid Cycle Amplification For Construction of Competitive Templates," <i>Genetic Engineering with PCR</i> , Edited by: Horton, R.M., Horizon Scientific Press, Wymondham, U.K., Chap. 4 (1997)				
	DC		Cao, T.M., "A Simple and Inexpensive System to Amplify DNA by PCR," <i>BioTechniques</i> , Vol. 7, No. 6, pp. 566-67 (1989).				
	DE		Cardullo, R.A., et al., "Detection of Nucleic Acid Hybridization by Nonradiative Fluorescence Resonance Energy Transfer," <i>Proc. Natl. Acad. Sci. USA</i> , Vol. 85, pp. 8790-94 (1988).				
	DF		Cotton, R. G. H., "Detection of Single Base Changes in Nucleic Acids", <i>The Biochemical Journal</i> , Vol. 263, pp. 1-10, October 1, 1989.				
	DG		Denton, P., et al., "A Low-Cost Air-Driven Cycling Oven," <i>PCR Protocols: A Guide to Methods and Applications</i> , Edited by M.A. Innis, et al., Academic Press, Inc., San Diego, Chap. 52, pp. 435-41 (1990).				
	DH		Findlay, J.B., et al., "Automated Closed-Vessel System for in Vitro Diagnostics Based on Polymerase Chain Reaction," <i>Clinical Chemistry</i> , Vol. 39, No. 9, pp. 1927-33 (1993).				
	DI		Ghosh, S.S., et al., "Real Time Kinetics of Reduction Endonuclease Cleavage Monitored by Fluorescence Resonance Energy Transfer," <i>Nucleic Acids Research</i> , Vol. 22, No. 15, pp. 3155-59 (1994).				
	DJ		Goldner, H., "PCR update: New Techniques Multiply Uses," <i>R&D Magazine</i> , Vol. 36, No. 4, pp. 55 (March 1994).				
	DK		Graham, A., "A Haystack of Needles: Applying the Polymerase Chain Reaction," <i>Chemistry and Industry</i> , No. 18, pp. 718 (19 September 1994).				
	DL		Gustafson, C.E., et al., "Effect of Heat Denaturation of Target DNA on the PCR Amplification," <i>Gene</i> , Vol. 123, pp. 241-44 (1993).				
	DM		Higuchi, R., et al., "Simultaneous Amplification and Detection of Specific DNA Sequences," <i>Bio/Technology</i> , Vol. 10, pp. 413-17 (1992).				
	DN		Higuchi, R., et al., "Kinetic PCR Analysis: Real-time Monitoring of DNA Amplification Reactions," <i>Bio/Technology</i> , Vol. 11, pp. 1026-30 (1993).				
	DO		Hillen, W., et al., "High Resolution Experimental and Theoretical Thermal Denaturation Studies on Small Overlapping Restriction Fragments Containing the <i>Escherichia coli</i> Lactose Genetic Control Region," <i>The Journal of Biological Chemistry</i> , Vol. 256, No. 6, pp. 2761-2766 (1981).				
	DP		Hiyoshi, M., et al., "Assay of DNA Denaturation by Polymerase Chain Reaction-Driven Fluorescence Resonance Energy Transfer," <i>Analytical Biochemistry</i> , Vol. 221, pp. 306-11 (1994).				
	DQ		Hoffman, L.M., et al., "Use of a Gas Chromatograph Oven for DNA Amplification by the Polymerase Chain Reaction," <i>BioTechniques</i> , Vol. 6, No. 10, pp. 932-36 (1988).				
	DR		Holland, P.M., et al., "Detection of Specific Polymerase Chain Reaction Product by Utilizing the 5' - 3' Exonuclease Activity of <i>Therinus Aquaticus</i> DNA Polymerase," <i>Proc. Natl. Acad. Sci. USA</i> , Vol. 88, pp. 7276-80 (1991).				
WFO	DS		Hopfenbeck, J.A., et al., "Digoxigenin-Labeled Probes Amplified from Genomic DNA Detect T-Cell Gene Rearrangements," <i>American Journal of Clinical Pathology</i> , Vol. 97, No. 5, pp. 638-44 (1992).				
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OTHER PRIOR ART (Including Author, Title, Pertinent Pages, Etc.)							
WAC	DY		Ishiguro, T., et al., "Homogeneous Quantitative Assay of Hepatitis C Virus RNA by Polymerase Chain Reaction in the Presence of a Fluorescent Intercalater," <u>Analytical Biochemistry</u> , Vol. 229, pp. 207-13 (1995).				
	DZ		Kang, J., et al., "Exact Quantification of DNA-RNA Copy Numbers by PCR-TGGE," <u>PCR Strategies</u> , Academic Press, Inc., Chap. 15, pp. 189-98 (1995).				
	EA		Ke, S., et al., "Influence of Nearest Neighbor Sequence on the Stability of Base Pair Mismatches in Long DNA: Determined by Temperature-Gradient Gel Electrophoresis," <u>Nucleic Acids Research</u> , Vol. 21, No. 22, pp. 5137-43 (1993).				
	EB		Lee, L.G., et al., "Allelic Discrimination by Nick-Translation PCR with Fluorogenic Probes," <u>Nucleic Acids Research</u> , Vol. 21, No. 16, pp. 3761-66 (1993).				
	EC		Linz, U., "Thermocycler Temperature Variation Invalidates PCR Results," <u>Biotechniques</u> , Vol. 9, No. 3, pp. 286-90 (1990).				
	ED		Livak, K.J., et al., "Oligonucleotides with Fluorescent Dyes at Opposite Ends Provide a Quenched Probe System Useful for Detecting PCR Product and Nucleic Acid Hybridization," <u>PCR Methods and Applications</u> , Vol. 4, pp. 357-62 (1995).				
	EE		Livak, K.J., "Quantitation of DNA/RNA Using Real-Time PCR Detection," <u>Perkin-Elmer Applied Biosystems Report</u> (1996).				
	EF		Morrison, L.E., "Detection of Energy Transfer and Fluorescence Quenching," <u>Nonisotopic DNA Probe Techniques</u> , Edited by: Larry J. Kricka, Academic Press, Inc., San Diego, Chap. 13, pp. 311-52 (1992).				
	EG		Morrison, L.E., et al., "Sensitive Fluorescence-Based Thermodynamic and Kinetic Measurements of DNA Hybridization in Solution," <u>Biochemistry</u> , Vol. 32, pp. 3095-3104 (1993).				
	EH		Nilsson, P., et al., "Real-Time Monitoring of DNA Manipulations Using Biosensor Technology," <u>Analytic Biochemistry</u> , Vol. 224, pp. 400-408 (1995).				
	EI		Oste, C.C., "PCR Instrumentation: Where Do We Stand?," <u>The Polymerase Chain Reaction</u> , Edited by Mullis, et al., Birkhauser, Boston, Chap. 14 (1994).				
	EJ		Perry, R.H., et al., "Heat Transmission by Radiation," <u>Chemical Engineers' Handbook</u> , 5th ed., McGraw Hill Book Co., New York, Chap. 10, pp. 48-56 (1997). <i>No date provided</i>				
	EK		Ririe, K.M., et al., "Product Differentiation by Analysis of DNA Melting Curves during the Polymerase Chain Reaction," <u>Analytical Biochemistry</u> , Vol. 254, pp. 154-160 (1997).				
	EL		Segal, G.H., et al., "Identification of Monoclonal B-cell Populations by Rapid Cycle Polymerase Chain Reaction," <u>The American Journal of Pathology</u> , Vol. 141, No. 6, pp. 1291-97 (1992).				
	EM		Service, R.E., "The Incredible Shrinking Laboratory: Microchips Allow Miniaturization of Analytical Laboratories," <u>Science</u> , Vol. 268, No. 5207, pp. 26 (7 April 1995).				
	EN		Stimpson, D.I., "Real-time Detection of DNA Hybridization and Melting on Oligonucleotide Arrays by Using Optical Wave Guides," <u>Proc. Natl. Acad. Sci. USA</u> , Vol. 92, pp. 6379-83 (1995).				
✓	EO		Swerdlow, H., et al., "Fully Automated DNA Reaction and Analysis in a Fluidic Capillary Instrument," <u>Anal. Chem.</u> , Vol. 69, pp. 848-855 (1997).				
WAC	EP		Tombler, E.R., et al., "Spectrofluorometric Assay for Hybridization of Oligodeoxynucleotides Using Ethidium Dimer," <u>BioTechniques</u> , Vol. 15, No. 6, pp. 1060-64 (1993).				
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MAJ	EQ		Tyagi, S., et al., "Molecular Beacons: Probes that Fluoresce upon Hybridization," <u>Nature Biotechnology</u> , Vol. 14, pp. 303-08 (1996).				
	ER		Weis, J.H., et al., "Detection of Rare mRNAs via Quantitative RT-PCR," <u>Trends in Genetics</u> , Vol. 8, No. 8, pp. 263-64 (1992).				
	ES		Wilding, et al., "PCR in Silicon Microstructure," <u>Clinical Chemistry</u> , Vol. 40, No. 9, pp. 1815-18, (1994).				
	ET		Willard, H.H., et al., "Gas Chromatography," <u>Instrumental Methods of Analysis</u> , 6th ed., Wadsworth Publishing Co., Belmont, CA, Chap. 16, pp. 454 (1997). <i>No date provided</i>				
	EU		Wittwer, C.T., et al., "Minimizing the Time Required for DNA Amplification by Efficient Heat Transfer to Small Samples," <u>Analytical Biochemistry</u> , Vol. 186, pp. 328-31 (1990).				
	EV		Wittwer, C.T., et al., "Automated Polymerase Chain Reaction in Capillary Tubes with Hot Air," <u>Nucleic Acids Research</u> , Vol. 17, No. 11, pp. 4353-4357 (1989).				
	EW		Wittwer, C.T., et al., "Rapid Cycle DNA Amplification: Time and Temperature Optimization," <u>BioTechniques</u> , Vol. 10, No. 1, pp. 76-83 (1991).				
	EX		Wittwer, C.T., et al., "Rapid Cycle Allele-Specific Amplification: Studies with the Cystic Fibrosis ΔF_{508} Locus," <u>Clinical Chemistry</u> , Vol. 39, No. 5, pp. 804-809 (1993).				
	EY		Wittwer, C.T., et al., "Rapid Cycle DNA Amplification," <u>The Polymerase Chain Reaction</u> , Edited by: Mullis, et al., Birkhauser, Boston, Chap. 15 (1994).				
	EZ		Wittwer, C.T., et al., "Continuous Fluorescence Monitoring of Rapid Cycle DNA Amplification," <u>BioTechniques</u> , Vol. 22, pp. 130-138 (1997).				
	FA		Wittwer, C.T., et al., "The LightCycler: A Microvolume Multisample Fluorimeter with Rapid Temperature Control," <u>BioTechniques</u> , Vol. 22, pp. 176-181 (1997).				
	FB		Wittwer, C.T., et al., "Fluorescence Monitoring of Rapid Cycle PCR For Quantification," <u>Gene Quantification</u> , Edited by: Ferre, F., Birkhauser, Boston (1998).				
	FC		Yguerabide, J., et al., "Quantitative Fluorescence Method for Continuous Measurement of DNA Hybridization Kinetics Using a Fluorescent Intercalator," <u>Analytical Biochemistry</u> , Vol. 228, pp. 208-20 (1995).				
	FD		Biotherm Corporation Advertisement, BioOven (1991).				
	FE		Ericomp Advertisement, Twinblock System (1991).				
	FF		Techne Advertisement, PHC-I Dri-Block (1988).				
	FG		Hybaid Advertisement, Hybaid Heating and Cooling Block (1988).				
	FH		Eppendorf Advertisement, Eppendorf MicroCycler (1988).				
WAB	FI		COY Advertisement, Tempcycler Model 50 Microtube Incubator (1991).				
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✓	FJ		Idaho Technology Advertisement and Specification Sheets for 1605 Product (1991).				
	FK		Perkin-Elmer Advertisement, ABI Prism 7700 Sequence Detection System (1991).				
	FL		Clark, et al., "Cassettes Simplify Small-sample Dialysis," R&D Magazine, p.31, September 1995.				
	FM		"Let the Microchip Fall Where Diagnostics Lies: Implications: A Diagnostic Revolution?," Genesis Report-Dx, Vol. 4, No. 3 (1994).				
	FN		"Let the Microchip Fall Where Diagnostics Lies: Implications: Affymetrix: DNA on a Chip," Genesis Report-Dx, Vol. 4, No. 3 (1994).				
	FO		"PCR Detection Blows Cover on Lyme Disease, Q Fever," Biotechnology Newswatch, Vol. 10, No. 1 (Jan. 1, 1990).				
	FP		Schoffner et al., "Chip PCR. I. Surface passivation of microfabricated silicon-glass chips or PCR," Nucleic Acids Research, Vol. 24, No. 2, pp. 375-379, 1996.				
	FQ		Cheng et al., "Chip PCR. II. Investigation of different PCR amplification systems in microfabricated silicon-glass chips", Nucleic Acids Research, Vol. 24, No. 2, pp. 380-385, 1996.				
✓	FR		Operation manual for HP-5880A Gas Chromatograph <i>No Date Provided</i>				
✓	FS		Operation manual for the MIC 6000 <i>No Date Provided</i>				
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*Examiner Initial		Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate
WAB	GA	3,556,659	Jan. 19, 1971	R.C. Hawes			
WAB	GB	4,908,112	Mar. 13, 1990	Pace			
WAB	GC	5,599,504	Feb. 4, 1997	Hosoi et al.			
	GD						
	GE						
	GF						
	GG						
	GH						
	GI						
	GJ						
	GK						
FOREIGN PATENT DOCUMENTS							
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							Yes No
WAB	GL	0 171 140 A2	Feb. 12, 1986	EPO			
	GM	0 211 334 A1	Feb. 25, 1987	EPO			
	GN	0 519 623 A2	Dec. 23, 1992	EPO			
	GO	0 580 362 A1	Jan. 26 1994	EPO			
	GP	528259	Apr. 21, 1983	Australia			
WAB	GQ	WO 95/21266	Aug. 10, 1995	PCT			
OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)							
	GR						
	GS						
	GT						
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